1049-50

File No. 2891/36

B CLASS

P.W. DEPARTMENT
& BRANCH

Subject:— Fees
Levy — for the Services of the Electric
Inspectors etc.
Amendment to the orders in Con. with —

PT. V.

File No. 2891/36

Std. Scott. Slip 24-B

G.P.K.—J H 3 –50,000 – 5.54
G. R., G. D No. 2108, dated 22-6-22.]

Correspondence

Sectt 78 A e

DOCKET SHEET (B)

Subject:—

File No. 2891/36

P. W. DEPT.

C. BRANCH.

References:—

Date.	To whom sent.	Notes instructions,

Letter.

Immediate. Public Works Department,

No.P-1/74595-E1(I). Bombay Castle, (Bombay Bo. 1),30th November 1949.

To

The Secretary to the Government of Bombay,

Finance Department.

Subject:- Paragraph 8 of the Public Accounts Committee's report regarding arrears of fees for inspection by Electrical Inspectors.

Reference: Your Endorsement No.P-259-H, dated the 1st November 1949.

2. Necessary provision has since been made under Section 6(c) of the Bombay Electricity (Emergency Powers) (Amendment) Act, 1949, for discontinuance of supply of energy to a consumer for failure to pay fees for services of Electric Inspector or his assistants. This will avoid large arrears of fees being accumulated in future.

3. The Electrical Engineer to Government is being requested to furnish direct to you and the Accountant General, Bombay, the latest report in respect of outstanding arrears of fees in question and the steps already taken and proposed to be taken to recover these fees.

By order of the Governor of Bombay,

For Deputy Secretary to the Government of Bombay,

Public Works Department.

D.A.:-Nill.....

D.A.:-Nil.

Copy forwarded to the Electrical Engineer to Government for information and immediate action under intimation to Government.

Copy also forwarded to the Accountant General, Bombay for information.

Id/-
30-11-49.

El.Br. (I)...

The attention of the El.Engr. ---------
may be invited to Govt. Endt. within
and he may be requested to report
very early the action taken by him in
the matter.

...

Id/-
10-12- 49

...

Id/-
13-13-49.

U. O. R. to El.Engr. to Govt. dt.
15-12-49.

Statement showing the arrears of fees for inspection by Electric Inspectors.

Serial No.	Name of the District.	Total arrears outstanding.
1.	Ahmedabad ...	1,560- 0-0
2.	Surat. ..	18,177- 0-0
3.	Godhra. ...	815- 0-0
4.	Breach. ...	338-12-0
5.	Kaira ...	152- 8-0
6.	Thana ...	6,447- 8-0
7.	Kolaba ...	107- 8-0
8.	Bombay (Chief Presy.Magistrate)	260- 0-0
9.	-do- (Presy.Magistrate,Girgaum)	1,240- 0-0
10.	-do- (-do- Mazagon)	415- 0-0
11.	-do- (-do- Dadar)	652- 8-0
12.	-do- (-do- Bandra)	662- 8-0
13.	-do- (-do- Andheri)	85- 0-0
14.	-do- (-do- Kurla)	5- 0-0
15.	Ahmednagar.	677- 8-0
16.	Belgaum. ...	1,315- 0-0
17.	Bharwar ...	1,438-12-0
18.	Sholapur ...	1,992- 8-0
19.	Bijapur ...	352- 8-0
20.	Poona ...	3,212- 8-0
21.	Kolhapur ...	990- 0-0
22.	Satara ...	1,207- 8-0
23.	Ratnagiri ...	222- 8-0
24.	Karwar ...	50- 0-0
25.	Nasik.	2,627- 8-0
26.	Jalgaon ...	167- 8-0
27.	Dhulia ...	10- 0-0
	Total ...	45,182- 0-0

Sd/-
Electrical Engineer to Govt.

No. C.123/785/ of 1949.

P.W.D. offices, Churchgate Street,
Fort, Bombay, 28th December 1949.

To

The Secretary to Government,
Finance Department, Bombay.

Re:- Paragraph 8 of the Public Accounts Committee's report regarding arrears of fees for inspection by Electric Inspectors.

Reference: Government, Public Works Department, Letter No.P.W/74595-El(I), dated the 30th November 1949.

2. As required by para.3 of the above letter, I enclose a statement showing the outstanding arrears of inspection fees, which have been referred to the District Magistrates of the various Districts by the Electric Inspectors under section 54 of the Indian Electricity Act, 1910, for effecting recovery thereof. In view of the provisions of section 6(c) of the Bombay Electricity (Emergency Powers)(Amendment) Act,1949, steps will be taken to discontinue the supply of energy to consumers from whom the fees are outstanding, as soon as the Electric Inspectors in this Department are authorised by Government to exercise the powers in that behalf, so as to recover the outstanding fees.

Sd/-
Electrical Engineer to Govt.

Encl: 1 Statement.

P.

Copy.....

Copy, together with a copy of the Statement, forwarded, with compliments, for information to:-

(1) the Accountant General, Bombay;

(2) The Secretary to Government, Public Works Department, Bombay, The U. O. R. No.P.1/74595 dated the 15th December 1949 is returned herewith.

Id/-
28-12-49.

2891/36/88908

Extract Para 8 from the Report of the Public Accounts Committee on the Appropriation Accounts of the Govt. of Bombay for the year 1949-47 and the Audit Report thereon.

.....

8. Item (13) in the Statement pertains to the recovery of arrears of certain fees leviable under the I.E. Act, 1910. The arrears are mainly due from individual consumers a and not from electrical companies. We were apprised of the steps taken by the P. W. D. for effecting the recovery of the arrears through the Dist. Magistrates. But the arrears have by no means decreased. A further report in respect of outstanding arrears may be made to the committee next year. Apart from the question of recovery of past arrears, it is necy. to see that arrears do not accumulate in future. The question assumes added importance in view of the projected extension of the Grid System. We recommend investigation of the question whether arrangements cannot be entered into with electrical companies for the prompt recovery of fees from their customers and whether advance payment of fees cannot be made compulsory in law.

Id/-
29-12-49.

Statement of action on the recommendations of the Public Accounts committee regarding recovery of fees for the services of Electric Inspectors.

.....

Recommendations in paragraph 8 of the Public Accounts committee's Report, 1949-47 regarding recovery of arrears of fees for the services of Electric Inspectors.	The decision taken by Government in Public Works Department.	The reasons underlying the decisions in the preceding column.
(a) A further report in respect of arrears of fees may be made to the committee next year. (b) The question, wheth r arrangements cannot be entered into with electrical companies for the prompt recovery of fees from their customers and whether advance payment of fees cannot be made compulsory in law, should be investigated.	(a) The arrears of fees for inspection by Electric Inspectiors in the Province at present amount to Rs.45,182, and have been referred to various district Magistrates by the Electricity Inspectors under Section 54 of the Indian Electricity Act, 1910, for effecting recovery thereof. (b) Necessary provision has since been made under section 6c of the Bombay Electricity (Emergency Powers) (Amendment) Act, 1949, for discontinuance of supply of energy to a consumer for failure to pay fees for services of Electric Inspector or his assistants. Necessary action to authorise Electric Inspectors, Bombay.....	(a) No remarks. (b) The decision taken in the preceding column will, it is considered, help speedy recovery of past arrears and will avoid large arrears of fees being accumulated in future.

7 (cont'd)

1	2	3
	Bombay and Poona, to exercise, within their respective Jurisdictions, the above powers under Section 6c of the above Act is already being taken separately and orders will be issued shortly.	

Id/-
29-12-49.

2891/36/88908.

El. Br. (I) P. W. Deptt.

Submitted with refce. to G. E. on p. 1 ante.

2. According to the El. Engr's. report can amount of Rs.45,182 is will to be recovered as fees for the services of El. Inspectors in the Province.

A draft notification has already been ~~f~~ refd. to the R.L.A. on 23-12-49 in file 2678/36, authorising the El. Inspectors to exercise the powers to discontinue supply to consumers for failure of fees for el. inspection. Final orders will be issued immediately on return of the file from the R. L. A.

3. The statement on p. 11 ante shows the action taken on the P.A.C's. recommendations re: recovery of fees for electric inspection. The draft put up may issue, if approved.

Id/-
29-12-49

Thro. AB (II)

Id/-
29-12-49.

Id/-
29-12-49.

Id/-
30-12-49.

2891/36/88908

Immediate

Letter.

No.2891/36-El. (I)

P. W. Deptt.,
B. C. (Bombay No.1),
30th December 1949.

To

The Secy. to the G. of B.,
Finance Deptt.

Subject :- Para 8 of the Public Accounts Committee's report regarding arrears of fees for inspection by El. Inspectors.

.....

In continuation of G. L., No.P-1/74595-El. (I), dt. the 30-11-49, I am directed to enclose a statement showing the action taken by this Deptt. on the recommendations in para. 8 of the P. A. C's Report, 1946-47, re recovery of fees for the services of El. Inspectors.

2. The details, showing the outstanding arrears of fees, amounting to Rs.45,182/- have already been furnished to you and the A. G., Bombay, direct by the El. Engr. to Govt. - vide, his letter No.C-123/7851, dt. the 28-12-49.

By order etc.,

D.A.- statement.

.....

Copy, with copy of the statement, forwarded for information to -

the A. G., Bombay, with refce. to G.E., No. P-1/74595-El. (I), dt. the 30-11-49.

the El. Engr. to Govt. with refce. to his Endt. No.C-123/7853, dt. the 28-12-49.

Id/-
29-12-49.

Id/-
29-12-49.

Id/-
30-12-49.

Letter

NO.POL/2568/E.O.

Poona, 12th December 1949.

To

The Secretary to Government,
Public Works Department,
Bombay.

Subject:- Recoveries of inspection-fee from the defaulter under the Indian Electricity Act -

I has been the practice of the Electrcal Inspector, Poona, to send the lists of defaulters to me for the recovery of inspection-fees under section 54 of the Indian Electricity Act 1910. These lists are then sent to the Mamlatdars concerned for necessary action.

2/- : Section 54 of the Indian Electricity Act 1910 provides that the fees may be recovered on an application to a magistrate having jurisdiction, where the person liable to pay the same is for the time being resident, by the distress and sale of any moveable property, belonging to such person. According to the provisions of this section the Assistant Electric Inspector has to make an application to the magistrate concerned who can take further action for the recovery of the fees from the defaulters.

3/- A list of the magistrates showing their jurisdictions was sent to the Assistant Electric Inspector, Poona, and the question regarding the procedure of the recovery of the fees was discussed by my Personal Assistant with the Executive Engineer, Southern Electric Division, Poona. He seems to hold the view that the District Magistrate has got the jurisdiction of the whole district and so the lists of the defaulters are sent to me for effecting recovery. To support his view point he invited my P.A.'s attention to Governemtn Letter No.2891/36-III-El dated 1-10-1947 in which the Deputy Secretary to the Government

of.....

of Bombay, Public Works Department, reminded the District Magistrates of several Districts for prompt recovery of arrears of inspection-fees.

4/- I am of opinion that the above procedure followed by the Electrical Inspector is not in accordance with the provisions laid down in section 54 of the Indian Electricity Act. Besides, as pointed out above it involves an unnecessary correspondence between my office and the offices of the Mamlatdar and the Electrical Inspector.

5/- I, therefore, request tht the Executive Engineer, Southern Electric Division, Poona, may please be directed to ask the Assistant Electrical Inspector, Poona, to make an application to the magistrate having jurisdiction, where the defaulter liable to pay the inspection-fee is for the time being residing, for the recovery of the same as laid down in section 54 of the Indian Electricity Act.

Id/-
11-12-49.

District Magistrate, Poona.

Id/-
13-12-49.

2891/36/84837

El.Br. (I). P. W. D.

The relevant file No. 2891/36-III, containing G.L. quoted at 'A' on p. 1 ante is under U. O. R. to the El.Engr. Since the 19-5-49. That officer may be requested to return the file with his remarks thereon.

2. The question of authorising the El. Inspectors to exercise powers to discontinue supply to consumers failing to pay el. inspection fees is under U. O. R. to the R. L. A. in file No. 2678/36. Pending final orders in that con., the El. Engr. may pl. instruct the Asstt. El. Inspectors concerned to follow the procedure suggested in para 5 of the D. M. Poona's letter withing unless there is any specific objection to that, which should pl. be communitated to Govt.

Id/-
6-1-50.

U. O. R. to the El. Engr. to Govt. dt. 9-1-50.

Below U. O. R. No.2891/36/84837 dated the 9th January 1950, from Government in the Public Works Department.

No.G.123/8736 of 1950.

Bombay, 23rd January 1950.

Returned with compliments.

2. The file referred to in para 1 of the Secretariat Office Note at pages 3 and 4 ante is returned separately.

3. The Electric Inspectors are being instructed to follow the procedure suggested by the District Magistrate.

Sd/-

Electrical Engineer to Govt.

L.M.

2891/36/6264.

Letter.

No. 2891/36-El. (I). P. W. D.

B. C.(Bombay No. 1)

14th Feb. 1950.

To

The D. M., Poona.

Sub :- Recovery of fees
for inspection of el.
installns. by the El. Inspectors.

Refec :- Your letter No. POL/2568/EO,
dated the 12-12-1949.

2. The El. Inspectors concerned have since been instructed to follow the procefure suggested by you in para 5 of your letter quoted above.

By order etc.

Copy forwarded to the El. Engr. to Govt. for informn. with refec. to his No. G-123/8736, dt. the 23-1-1950.

Id/-
11-2-50.